

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

MARCUS CLEMMONS,

Plaintiff,

Case No. 1:06-cv-615

v

Hon. Wendell A. Miles

MDOC EMPLOYEE RUO SCHILLING,

Defendant.

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JUDGMENT APPROVING MAGISTRATE JUDGE'S  
REPORT AND RECOMMENDATION

On September 20, 2006, United States Magistrate Judge Ellen S. Carmody issued a Report and Recommendation ("R & R") recommending that plaintiff Marcus Clemmons' complaint be dismissed for failure to state a claim. Plaintiff has filed objections to the R & R (docket no. 5). The court, having reviewed the R & R filed by the United States Magistrate Judge in this action, the relevant portions of the file, and plaintiff's objections, agrees with the reasoning and recommended disposition contained in the R & R.

The court therefore approves and adopts the R & R as the decision of the court.

Entered this 30th day of October, 2006.

/s/ Wendell A. Miles  
Wendell A. Miles  
Senior U.S. District Judge